

January 8, 2007

UNITED STATES PATENT AND TRADEMARK OFFICE
2051 Jamieson Avenue
Suite 300
Alexandria, VA

Attn: Refund Department

Re: Deposit Account Number 150030

Dear Sir or Madame:

Enclosed is a copy of a portion of our Deposit Account Statement of November 2006. Please review the highlighted charge on Serial Number 10/553,124, in the amount of \$1,150.00 on fee code #1202.

This charge is in error as the original application contained 28 Total Claims. The August 1, 2006 Preliminary Amendment increased the Total Number of Claims to 43. All of the fees associated with the original application and the Amendment were charged to our credit card as the attached fee sheets from the PTO file confirm.

Please note that we are entitled to an additional \$50.00 refund as the Highest Number of Previously Paid for Claims before the Preliminary Amendment was 28 not 27.

Please review this application and kindly refund \$1200.00 to deposit account number 150030. Copies of the appropriate paperwork are attached. If you have any questions, please contact Scott Lohr at (703) 412-6472. Thank you for your assistance.

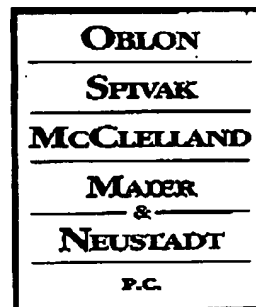
Sincerely,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.


Scott Lohr

Enclosure: Deposit Account Statement

1940 DUKE STREET ■ ALEXANDRIA, VIRGINIA 22314 ■ U.S.A.
TELEPHONE: 703-413-3000 ■ FACSIMILE: 703-413-2220 ■ WWW.OBLON.COM

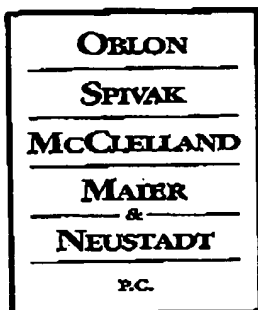


ATTORNEYS AT LAW
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CONTROLLER
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KMORSEBERGER@OBLON.COM

JAN. 8. 2007 2:51PM

OBLON SPIVAK

NO. 924 P. 1



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AND RELATED FEDERAL AND ITC LITIGATION

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PLEASE CALL US AT (703) 413-3000 IF THE MESSAGE YOU RECEIVE IS INCOMPLETE OR NOT LEGIBLE

TO	Office of Finance	DATE	1/8/2007
	NAME		
	USPTO		571-273-6500
	COMPANY/FIRM	FAX #	
	NUMBER OF PAGES INCLUDING COVER:	CONFIRM FAX:	<input type="checkbox"/> YES <input type="checkbox"/> NO
FROM	Scott Lohr	OUR REFERENCE	
	NAME		
	703-412-6472	YOUR REFERENCE	
	DIRECT PHONE #		

MESSAGE

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**United States
Patent and
Trademark Office**

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Deposit Account Statement

Requested Statement Month:

November 2006

Deposit Account Number:

150030

Name:

NORMAN F. OBLON

Attention:

Address:

1940 DUKE STREET

City:

ALEXANDRIA

State:

VA

Zip:

22314

Country:

UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
11/01	19	11516759	295988US/KQU	8007	\$40.00	\$27,456.71
11/01	8	11362795	286698US CONT	1202	\$550.00	\$28,906.71
11/01	20	10323833	232130US-30	1201	\$200.00	\$26,706.71
11/01	1	10952743	269722US3RD	1806	\$180.00	\$26,526.71
11/01	1	10890180	265958US2CRL	1203	\$360.00	\$26,166.71
11/01	86	PAYMENT		9203	-\$10,000.00	\$36,166.71
11/02	18	09869295	210375US2PCT	1401	\$500.00	\$35,666.71
11/02	114	1160492		8504	\$30.00	\$35,636.71
11/02	1	10657278	242610US2SRD	1806	\$180.00	\$35,456.71
11/02	67	11018226	263759USD	1806	-\$180.00	\$35,636.71
11/02	68	11018226	263759USD	1806	\$180.00	\$35,456.71
11/02	69	10814247	251230US2	1806	-\$180.00	\$35,636.71
11/03	17	09889023	450101-02844	1201	-\$200.00	\$35,836.71
11/03	4	10338835	232627US2	1806	\$180.00	\$36,666.71
11/06	84	10681345	243569US3	8001	\$30.00	\$36,626.71
11/06	1	10553124	279689US0XPCT	1202	\$1,150.00	\$34,476.71
11/06	1	11018226	263759USD	1202	-\$800.00	\$35,276.71
11/06	3	10325755	232090US2S	1251	-\$120.00	\$35,396.71
11/06	4	10435564	012880-004	1251	-\$120.00	\$35,516.71
11/06	128	0180250062	274415US/MZ	8013	\$25.00	\$35,491.71
11/06	150	60734752	281099US/KQU	8007	\$60.00	\$35,431.71
11/06	9	10577928	282802US8X PCT	1615	\$50.00	\$35,381.71
11/07	11	60775780	286733US/KQU	8007	\$60.00	\$35,321.71
11/07	17	09311148	5244-0092-2	1806	-\$180.00	\$35,501.71
11/08	34	60775789	286732US/KQU	8007	\$60.00	\$35,441.71
11/08	3	11482834	292683US0X CONT	1202	-\$250.00	\$35,691.71
11/08	5	11482834	292593US0XCONT	1202	\$200.00	\$35,491.71

Docket No. 279689US0X PCT

IN RE APPLICATION OF: Noboru ENDO, et al.

SERIAL NO: 10/553,124

FILED: October 14, 2005

FOR: GENE CAPABLE OF IMPARTING SALT STRESS RESISTANCE

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

AUG 01 2006

SIR:

Transmitted herewith is a Preliminary Amendment Statement in the above-identified application.

- ☐ No additional fee is required
- ☐ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 is claimed.
- ☒ Additional documents filed herewith: Return Copy - Notice to Comply
Substitute Sequence Listing and Computer-Readable Form (CRF)

The Fee has been calculated as shown below:

CLAIMS	CLAIMS REMAINING		HIGHEST NUMBER PREVIOUSLY PAID	NO. EXTRA CLAIMS	RATE	CALCULATIONS
TOTAL	43	MINUS	27	16	x \$50 =	\$800.00
INDEPENDENT	2	MINUS	1	0	x \$200 =	\$0.00
APPLICATION SIZE		MINUS	100	0 (each addtl. 50 sheets)	x \$250 =	\$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS					+ \$360 =	\$0.00
TOTAL OF ABOVE CALCULATIONS						\$800.00
<input type="checkbox"/> Reduction by 50% for filing by Small Entity						\$0.00
TOTAL						\$800.00

- ☐ A check in the amount of \$0.00 is attached.
- ☒ Credit card payment form is attached to cover the fees in the amount of \$800.00
- ☒ Please charge any additional Fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.
- ☒ If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

08/04/2006 GFREY1 00000087 10553124

01 FC:1615

800.00 DP

Customer Number

22850

Tel (703) 413-3000
Fax (703) 413-2220
(OSMMQV 05/03)OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.Stephen G. Baxter
Registration No. 32,884Vincent K. Shier, Ph.D.
Registration No. 50,552

PATENT APPLICATION FEE DETERMINATION RECORD						Application or Docket Number 10/553, 124	
CLAIMS AS FILED - PART I							
(Column 1)		(Column 2)		SMALL ENTITY TYPE <input type="checkbox"/> OR OTHER THAN SMALL ENTITY			
U.S. NATIONAL STAGE FEES				RATE		FEE	
BASIC FEE		SMALL ENT. = \$ 150 LARGE ENT. = \$ 300		BASIC FEE		OR BASIC FEE 500	
EXAMINATION FEE		Satisfies PCY Article 33(1) --- (4) is \$ 50 / \$ 100 --- All other situations = \$ 100 / \$ 200 ---		EXAM. FEE		OR EXAM. FEE 200	
SEARCH FEE		U.S. to USA = \$ 50 / \$ 100 All other countries = \$ 250 / \$ 500		SEARCH FEE		OR SEARCH FEE 400	
FEE FOR EXTRA SPEC. PGS.		minus 100 = / 50 =		X \$ 125 =		OR X \$ 250 =	
TOTAL CHARGEABLE CLAIMS		28 minus 20 = 8		X \$ 25 =		OR X \$ 50 = 400	
INDEPENDENT CLAIMS		2 minus 3 =		X \$ 100 =		OR X \$ 200 =	
MULTIPLE DEPENDENT CLAIM PRESENT <input checked="" type="checkbox"/>				+ \$ 180 =		OR + \$ 360 = 360	
* If the difference in column 1 is less than zero, enter "0" in column 2				TOTAL		OR TOTAL 1660	
CLAIMS AS AMENDED - PART II							
(Column 1)		(Column 2)		(Column 3)		SMALL ENTITY OR OTHER THAN SMALL ENTITY	
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE	OR RATE ADDITIONAL FEE
	Total	Minus	=	=	X \$ 25 =		OR X \$ 50 =
	Independent	Minus	=	=	X \$ 100 =		OR X \$ 200 =
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>				+ \$ 180 =		OR + \$ 360 =
				TOTAL ADDIT. FEE		OR TOTAL ADDIT. FEE	
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE	OR RATE ADDITIONAL FEE
	Total	Minus	=	=	X \$ 25 =		OR X \$ 50 =
	Independent	Minus	=	=	X \$ 100 =		OR X \$ 200 =
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>				+ \$ 180 =		OR + \$ 360 =
				TOTAL ADDIT. FEE		OR TOTAL ADDIT. FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than "20", enter "20".

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than "7", enter "7".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

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JAN. 8. 2007 2:53PM

OBLON SPIVAK

NO. 924 P. 6

PATENT APPLICATION SERIAL NO.

10/553,124

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
FEE RECORD SHEET

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10/24/2005 EFREY1 00000063 10553124

01 FC:1631
02 FC:1633
03 FC:1642
04 FC:1615
05 FC:1616

300.00 UP
200.00 DP
400.00 DP
350.00 DP
350.00 DP

PTO-1556
(5/87)

U.S. Government Printing Office: 2002-400-000-0000

06/01/2006 AJUDMS02-8388884 150030 10553124
01 FC:1615 58.88 DA

MULTIPLE DEPENDENT CLAIM FEE CALCULATION SHEET (FOR USE WITH FORM PTO-975)							SERIAL NO. 10/553,124		FILING DATE				
CLAIMS													
	AS FILED		AFTER AMENDMENT		AFTER AMENDMENT			AS FILED		AFTER AMENDMENT		AFTER AMENDMENT	
	IND.	DEP.	IND.	DEP.	IND.	DEP.		IND.	DEP.	IND.	DEP.	IND.	DEP.
1							51						
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45							95						
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47							97						
48							98						
49							99						
50							100						
TOTAL IND.	2						TOTAL IND.						
TOTAL DEP.	26						TOTAL DEP.						
TOTAL CLAIMS	28						TOTAL CLAIMS						

PTO-975 (REV. 10/07)

U.S. DEPARTMENT of COMMERCE
Patent and Trademark Office

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OBLOM SPIVAK

NOT SURE why

NO. 924 F.P. 8-

PTO/SB/06 (07-03)

Approved for use through 1/31/2007. OMB 0851-0032

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PATENT APPLICATION FEE DETERMINATION RECORD				Application or Docking Number		Filing Date		<input type="checkbox"/> To be Mailed	
Substitute for Form PTO-875				10/553,124		10/14/2005			
APPLICATION AS FILED - PART I									
(Column 1)		(Column 2)		SMALL ENTITY <input type="checkbox"/> OR		OTHER THAN SMALL ENTITY			
FOR	NUMBER FILED	NUMBER EXTRA		RATE (\$)	FEE (\$)			RATE (\$)	FEE (\$)
<input type="checkbox"/> BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A		N/A				N/A	
<input type="checkbox"/> SEARCH FEE (37 CFR 1.16(d), (e), or (f))	N/A	N/A		N/A				N/A	
<input type="checkbox"/> EXAMINATION FEE (37 CFR 1.16(g), (h), or (i))	N/A	N/A		N/A				N/A	
TOTAL CLAIMS (37 CFR 1.16(j))	43 minus 20 =	23		X \$ =		OR		X \$50 =	1150
INDEPENDENT CLAIMS (37 CFR 1.16(k))	2 minus 3 =	0		X \$ =				X \$200 =	0
<input type="checkbox"/> APPLICATION SIZE FEE (37 CFR 1.16(l)) If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$123 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(e)(1)(G) and 37 CFR 1.16(o).									
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(m))									
* If the difference in column 1 is less than zero, enter "0" in column 2.				TOTAL				TOTAL 1150	
APPLICATION AS AMENDED - PART II									
(Column 1)		(Column 2)		(Column 3)		SMALL ENTITY OR		OTHER THAN SMALL ENTITY	
AMENDMENT	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE (\$)	ADDITIONAL FEE (\$)			RATE (\$)	ADDITIONAL FEE (\$)
Total (37 CFR 1.16(n))	Minus	=	=	X \$ =		OR		X \$ =	
Independent (37 CFR 1.16(h))	Minus	=	=	X \$ =		OR		X \$ =	
<input type="checkbox"/> Application Size Fee (37 CFR 1.16(o))									
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(p))									
TOTAL ADD'L FEE						OR		TOTAL ADD'L FEE	
(Column 1)		(Column 2)		(Column 3)		SMALL ENTITY OR		OTHER THAN SMALL ENTITY	
AMENDMENT	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE (\$)	ADDITIONAL FEE (\$)			RATE (\$)	ADDITIONAL FEE (\$)
Total (37 CFR 1.16(n))	Minus	=	=	X \$ =		OR		X \$ =	
Independent (37 CFR 1.16(h))	Minus	=	=	X \$ =		OR		X \$ =	
<input type="checkbox"/> Application Size Fee (37 CFR 1.16(o))									
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(p))									
TOTAL ADD'L FEE						OR		TOTAL ADD'L FEE	
* If the entry in column 1 is less than the entry in column 2, write "0" in column 3. ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20". *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3". The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.									

Legal Instrument Examiner:
peggy s. yarbrough

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-8199 and select option 2.

Document code: WFEE

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Adjustment date: 01/23/2007 ZJU HAR1
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01 FC:1202 1150.00 CR